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5 Attorneys for Plaintiff
6 Bay Area Herbs & Specialties, LLC

7 UNITED STATES DISTRICT COURT

8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 BAY AREA HERBS & SPECIALTIES, LLC, | CASE NO. C 08-05466 BZ

10 Plaintiff,

11 v.
12 THE PRODUCE COMPANY dba
13 WESTSIDE PRODUCE; CHARLES
O'NEIL; SUSIE O'NEIL; and ELAINE
O'NEIL,
14 Defendants.

CASE MANAGEMENT
CONFERENCE STATEMENT &
REQUEST TO CONTINUE CMC; ORDER
THEREON
CMC Date: June 1, 2009
CMC Time: 4:00 p.m.
CMC Place: Ctrm. G, 15th Floor
San Francisco

15 Plaintiff Bay Area Herbs & Specialties, LLC respectfully requests that the Case
16 Management Conference and the associated dates be continued for an additional 30-60 days.
17 Defendants have been served and have not responded to the Complaint and Summons. The
18 proofs of service and request for default were just filed. Plaintiff has not yet filed a Motion for
19 Default Judgment, although it will do so within two weeks. The papers have been drafted;
20 however, they are not yet complete. Plaintiff's attorney had intended to file these papers well
21 before now; however, her brother became very ill and passed away on April 26. Consequently,
22 she got behind, but she is catching up and will file the motion for default judgment shortly.

In sum, Plaintiff respectfully requests that the Case Management Conference be continued for 30-60 days.

I declare under penalty of perjury under the laws of the United States that the foregoing is
true and correct.

Date: May 25, 2009

RYNN & JANOWSKY, LLP

By: /s/ Marion I. Quesenberry
MARION I. QUESENBERY
Attorneys for Plaintiff

IT IS SO ORDERED. The Case Management Conference is continued to
JULY 27, 2009, at 4:00 p.m., in Courtroom G, 15th Floor, San
Francisco.

13 Date: May 26, 2009

